

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – Panchayat Raj and Rural Development Department – Sri K.Kumar, Executive Engineer, PR. Division Vikarabad – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules 1991 on the allegations of irregularities in execution of Road works of PR Dept. under MNP Grants (Indiramma Scheme), Achanta Mandal, West Godavari District – Article of charges – Communicated – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 1360

DATED:22-09- 2009.

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O R D ER:

It is proposed to hold an enquiry against Sri K.Kumar, Executive Engineer, PR. Division Vikarabad, in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri K.Kumar, Executive Engineer, PR. Division Vikarabad is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this Memo.

4. Sri K.Kumar, Executive Engineer, PR. Division Vikarabad is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K.Kumar, Executive Engineer, PR. Division Vikarabad is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri K.Kumar, Executive Engineer, PR. Division Vikarabad is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri K.Kumar, Executive Engineer, PR. Division Vikarabad through Engineer-in-Chief, Panchayat Raj, Hyderabad.

The Engineer-in-Chief (Panchayat Raj) Hyderabad (with a request to serve and return the acknowledged copy and W.S.D).

(P.T.O.)

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Copy to:

The Director General, V&E, Hyderabad.(123(1132/V&E/E2/07)
The Secretary, A.P. Vigilance Commission, Hyderabad. (6114/VC.G1/08)
SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER

ANNEXURE - I

CHARGE I:

The said Sri K.Kumar, Executive Engineer, PR. Division Vikarabad has misused his official position for his personal gain and committed irregularities in execution of road works approach road to Anagarlanka Achanta (M) of Krishna district under MNP grants (Indiramma Scheme) by releasing payment for Substandard quality of GSB layer which is liable for rejection.

BASIS:

In V&E report No.123(1132/V&E/E2/07) dated.6.8.2008 of G.A. (V&E)Department they have observed certain irregularities in execution of following road work.

Approach road to Anagarlanka sanctioned by SE (PR)Eluru vide CR.No.80/2006-07 dt.25.5.06 with an estimate cost of Rs.12.00 lakhs and approved for 3.34 excess vide agreement NO.19/2006-07 dated.30.8.2006.

The main allegations are as follows:

- 1.unsuitable side coarse sand was used for embankment instead of earth work.
- 2.Ash and brick powder were used instead of metal (aggregate)and specified quantum of work was not carried out but payments were made to the contractor for full quantity.
3. the road had settled within two months of formation.

The V&E Department have observed the following findings.

Allegation No.1 use of unsuitable soils for embankment

During verification of work, the soil samples were collected by V&E officials in the presence of AE PR Spl. Palkol, AEE PR Vig.&.QC Bhimavaram and DEE PR Vig.&Ac. Bhimavaram and concerned contractor and got tested in the R&B soil, testing cell at Vijayawada.

As per the test results the soils characteristics are as under:

Items tested	Test Results
Clay	98,40%
Silt	
Sand	1.6
LL	36
PI	18
ISL classification	Clays of Medium Plasticity (CI)

The agreement specified, bank formation as per standard specification 303 of APSS ad consolidation to 98% proctors density with 8 to 10 tonne power roller. Before use in the formation, the soils are to be tested for their suitability. However no test reports pertaining to earthern embankment are furnished by the field staff.

(P.T.O)

Allegation No.2.

That ash and brick powder were used instead of metal and specified quantum of work was not carried out but payments were made to the contractor for full quantity.

1) As substandard materials are alleged to have been used, the granular material from sub base was collected in the presence of concerned officers, contractor during inspection and got tested at soil testing cell R&B Department, Vijayawada.

2) The observed results duly compared with MOST specifications and APSS are as under.

Test	Test	Specified	Specified	Remarks
Conduc	result	requirement	requirement	
Ted		as per MOST	APSS 1503	

LL	33% & 34%	<25%	< 20%	value beyond Specified limit
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PI	16% & 16%	<6%	< 6%	-do-
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CBR	14.40% & 12.50%	min 20	-	value less than requirement.
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Even the gradation has not exactly tallied with specified gradation in MOST specification, the material used was finer than specified.

3) The verification of thickness of GSB layer revealed that there is a deficiency of 8.34 mm in KM 1/0 to KM 2/0 of Anagarlanka approach road and 22 mm in case of KM 1/0 to KM 2/0 of Peddamallaram approach.

4) As per the test records produced the filed ad QC officials conducted gradation analysis, Atterbergs Limits, impact value and Flakiness index of the aggregate used in GSB during execution of work. But no CBR tests or density tests were conducted on the GSB layer.

5) The V&E officials got the compaction tests conducted in the presence of concerned field officers, quality control staff ad contractor. The results are as under.

Location.	Bulk density	Moisture content	Dry density	Degree of compaction	Min.Density required
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0/2+20	1,424 g/cc	14.34%	1.245 g/cc	71.14%	1.75 g/cc
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0/8-20	1926 kg/cum	9.57%	1.757 g/cc	100.40%	1.75 g/cc 1.76
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½+20	1605.26 g/cm	15.31%	1.392 g/cc	79.54%	1.75 g/cc
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(Contd.. 3 ...)

Allegation NO.3

Settlement of embankment within two months.

The formation levels of the Approach road to Angarlanka (length is 1.70 KM) were verified during inspection and the levels were observed to be 9.57% less for the 1st Km (0/0 to 1,00) and 15.51% less for the 2nd KM (1.00 to 1.700 Km) (C.S.Sheets with observed formation level and areas as worked out by V&E Department).

The finished observed levels of approach road to Anagaralanka are varying with recorded levels (verified after almost 6 months of execution). The variation is around 9.57% for 1st Km and 15% for 2nd KM (as per the four locations verified). The tentative recover towards the variation is Rs.48,555/-.

With the above facts and observations of V&E officials it is clearly shows that the A.O.has failed to discharge his legitimate duties properly.

Hence the charge.

CHARGE - II

The said Sri K.Kumar, Executive Engineer, PR Division, Vikarabad has misused his official position for his personal gain and committed irregularities in execution of road works approach road to Pedalanka of Achanta (M) of Krishna district under MNP grants (Indiramma Scheme) in releasing payment for substandard quality of GSB layer which is liable for rejection.

BASIS:

In V&E report No.123(1132/V&E/E2/07) dated.6.8.2008 of G.A. (V&E)Department they have observed certain irregularities in execution of following road work.

Approach road to Pedalanka sanctioned by SE (PR)Eluru vide TS NO.19/2006-07,dt.30.5.06 with an estimate cost of Rs.16.00 lakhs and approved for 4.41% excess vide agreement NO. 21/2006-07,dt.30.8.2006.

The main allegations are as follows:

- 1.unsuitable side coarse sand was used for embankment instead of earth work.
- 2.Ash and brick powder were used instead of metal (aggregate)and specified quantum of work was not carried out but payments were made to the contractor for full quantity.
3. the road had settled within two months of formation.

The V&E Department have observed the following findings.

During verification of work, the soil samples were collected by V&E officials in the presence of AE PR Spl. Palkol, AEE PR Vig.&.QC Bhimavaram and DEE PR Vig.&Ac. Bhimavaram and concerned contractor and got tested in the R&B soil, testing cell at Vijayawada. As per the test results the soils characteristics are as under:

(P.T.O)

Items tested	Test Results
Clay	63.95%
Silt	
Sand	34.55%
LL	36
PI	NP

The agreement specified, bank formation as per standard specification 303 of APSS ad consolidation to 98% proctors density with 8 to 10 tone power roller. Before use in the formation, the soils are to be tested for their suitability. However no test reports pertaining to earthen embankment are furnished by the field staff.

Allegation No.2.

That ash and brick powder were used instead of metal and specified quantum of work was not carried out but payments were made to the contractor for full quantity.

1) As substandard materials are alleged to have been used, the granular material from sub base was collected in the presence of concerned officers, contractor during inspection and got tested at soil testing cell R&B Department, Vijayawada.

2) The observed results duly compared with MOST specifications and APSS are as under.

Test Conduc	Test result	Specified requirement as per MOST	Specified requirement APSS 1503	Remarks
Ted				
LL	31% & 34%	25%	20%	value beyond Specified limit
PI	16% & 17%	6%	6%	-do-
CBR	10.30% & 12.40%	min 20	-	value less than requirement.

Even the gradation has not exactly tallied with specified gradation in MOST specification, the material used was finer than specified.

3)The verification of thickness of GSB layer revealed that there is a deficiency of 8.34 mm in KM 1/0 to KM 2/0 of Anagarlanka approach road and 22 mm in case of KM 1/0 to KM 2/0 of Peddamallaram approach.

4) As per the test records produced the filed ad QC officials conducted gradation analysis, Atterbergs Limits, impact value and Flakiness index of the aggregate used in GSB during execution of work. But no CBR tests or density tests were conducted on the GSB layer.

5) The V&E officials got the compaction tests conducted in the presence of concerned field officers, quality control staff ad contractor. The results are as under.

(Contd..5..)

Location.	Bulk density	Moisture content	Dry density	Degree of compaction	Min.Density required
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0/2	1676.91 kg/cum	12.40	1.4919 g/cc	85,25%	1,75 g/cc
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0/6+20	1576.40 kg/cm	12.68%	1.399 g/cc	79,94%	1,75 g/cc
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1/2-20	1642,60 kg/cum	15.35%	1.424g/cc	81.37%	1.75 g/cc
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Allegation No.3

Settlement of embankment within two months.

The formation levels of the Approach road to Angaralanka (length is 1.70 KM) were verified during inspection and the levels were observed to be 9.57% less for the 1st Km (0/0 to 1,00) and 15,51% less for the 2nd KM (1.00 to 1.700 Km) (C.S.Sheets with observed formation level and areas as worked out by V&E Department.)

The finished observed levels of approach road to Anagaralanka are varying with recorded levels (verified after almost 6 months of execution). The variation is around 9.57% for 1st Km and 15% for 2nd KM (as per the four locations verified). The tentative recover towards the variation is Rs.48,555/-.

With the above facts and observations of V&E officials it is clearly shows that the A.O.has failed to discharge his legitimate duties properly.

Hence the charge.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE II

List of Documents relied upon to sustain the charges which are framed against Sri K.Kumar, Executive Engineer, PR Division, Vikarabad.

V& E report No.123(1132/V&E/E2/07) Dated. 6.8.2008.

**M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT**

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ANNEXURE III

List of witnesses examined to sustain the charges which are framed against Sri Sri K.Kumar, Executive Engineer, PR Division, Vikarabad.

NIL

**M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT**

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